IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE FOURTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION NO : 19628 of 2002

Between:

1. Bandaru Pentaiah S/o Bagayya
   R/o Nanakramguda (Village) Serilingampally Mandal
   Ranga Reddy District.
2. Bandaru Mallaiah S/o. Ramayya
   R/o Nanakramguda (Village) Serilingampally Mandal
   Ranga Reddy District.
3 Bandaru Narayana S/o. Ramayya
   R/o Nanakramguda (Village) Serilingampally Mandal
   Ranga Reddy District.

..... PETITIONERS

AND

1 The District Collector,
   Ranga Reddi District, Hyderabad.
2 The Special Deputy Collector, Land Acquisition (Industries)
   Hyderabad.
3 A.P. Industrial Infrastructure Corporation Ltd. rep. by its

Vice-Chairman and Managing Director,
   Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ of Mandamus or any other appropriate Writ declaring that the action of the 1st Respondent in issuing Land Acquisition Notifications under Section 4(1) and Section 6 of the Land Acquisition Act, 1894 in File No. G1/7180/2000 dated 10-7-2002, purporting to acquire the lands of the petitioners situated in Survey Nos. 9/A and 9/B of Nanakramguda Village, Serilingampally Mandal, Ranga Reddi District is

arbitrary and illegal and direct the Respondents to forbear from acquiring the lands of the petitioners for the purpose of development of new projects by A.P.I.I.C. Limited and consequently direct the Respondents not to interfere with the possession and enjoyment of the petitioners over the agricultural patta lands situated in Survey Nos. 9/A and 9/B.

Counsel for the Petitioner:MR.V.VENKATARAMANA

Counsel for the Respondent Nos.1 and 2: G.P.FOR

LAND ACQUISITION

Counsel for the Respondent No.3: MR.R. SUBBA RAO,

S.C. for A.P.I.I.C

The Court made the following :

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.19628 OF 2002

ORDER:

The learned counsel for the petitioners, learned Assistant Government Pleader for Revenue (LA) and the learned Standing Counsel for A.P.Industrial Infrastructure Corporation agreed that this Court disposed of W.P.No.21712 of 2002 on 25.4.2003 wherein the same declaration under Section 6(1) of the Land Acquisition Act (for short, the Act) dated 10.7.2002 was challenged on various grounds.

Following the same, this Writ Petition is also disposed of directing the respondents to issue notice for an enquiry under Section 5A of the Act to the petitioners and take appropriate further action after such enquiry. The notice under Section 4 of the Act is not interfered with. No costs.

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(V.V.S.RAO, J)

4.11.2004

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To

1 The District Collector,
Ranga Reddi District, Hyderabad.
2 The Special Deputy Collector, Land Acquisition (Industries)
Hyderabad.
3 The Vice-Chairman and Managing Director,

A.P. Industrial Infrastructure Corporation Ltd.,

Hyderabad.

4 2 CCs to G.P. for Land Acquisition, High Court Bldgs., Hyderabad

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5 2 CD copies.